IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 6TH JUNE 2007 / 16TH JYAISHTA 1929

OP.No. 38350 of 2002(M)

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PETITIONER:

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K.S.KUNJUMON, LAHAYIL HOUSE,
KUPPADY VILLAGE, SULTHAN BATHERY - VIA.
WAYANAD DISTRICT.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA

RESPONDENTS:

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1. SULTHAN BATHERY GRAMA PANCHAYAT REP.
BY ITS SECRETARY, SULTHAN BATHERY P.O.,
WAYANAD DISTRICT.

2. THE PRESIDENT, SULTHAN BATHERY GRAMA
PANCHAYATH, SULTHAN BATHERY P.O., WAYANAD
DISTRICT.

BY ADV. SRI.K.M.SATHYANATHA MENON
GOVT. PLEADER SRI.K.P. DEEPA

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 06/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP.No. 38350 of 2002(M)

ORDER IN CMP NO. 64689 OF 2002 & I.A. NO. 12987 OF 2004 IN O.P NO. 38350 OF 2002

DISMISSED

06-06-2007 SD/-

KURIAN JOSEPH, JUDGE

APPENDIX

Ext.P1: True copy of the Notice No. A1-28/2000 dated 9-1-2002 issued by the 1st respondent

Ext.P2: True copy of the D.D. dated 23-1-2002 issued for an amount of Rs. 23,220/- of the S.B.T. Sulthan Bathery

Ext.P3: True copy of the representation dated 25-3-2002 filed by the petitioner before the 1st respondent

Ext.P4: True copy of the notice dated 8-4-2002 issued by the 1st respondent

ExtP5: True copy of the order bearing No.A1.RB-98-99 dated 1-10-2002 issued bythe 1st respondent

Ext.P6: True copy of the representation dated 21-10-2002 filed by the petitioner before the 1st respondent

Ext.P7: True copy of the Notice No.A1-RB/96-97 dated 25-10-2002 published by the 1st respondent

Ext. P8: True copy of the representation dated 28.11.2002 filed by the petitioner before the 1st respondent

Ext.P9: True copy of the Demand Draft dated 24-12-2002 of the Federal Bank Ltd, Sulthan Bathery Branch

Ext.P10: True copy of the representation dated 27-12-2002 submitted by the petitioner before the 1st respondent

Ext.P11: True copy of the postal receipt and acknowledgment evidencing the receipt of Ext.P10

Ext.P12: True copy of the lawyer notice dated 31-8-2004

Ext.P13: True copy of the notice bearing Ref. No. A1-187/2002 dated 14-9-2004 published by the 1st respondent.

//True copy//

**KURIAN JOSEPH, J.**

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**O.P. NO. 38350 OF 2002**

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**Dated this the 6th day of June, 2007.**

**J U D G M E N T**

This original petition is filed with the following prayers.

> "i) issue a writ of certiorari or any other appropriate writ, order or direction quashing the operation and all further proceedings pursuant to Ext. P5 and P7 to the extent it affects the petitioner.
>
> ii) issue a writ of mandamus or any other appropriate writ, order or direction commanding the 1st respondent to consider and dispose of Ext. P6 and P8 representations, forthwith".

2. In case no orders have been passed on Exhibits P6 and P8 by the first respondent, there will be a direction to the first respondent to consider the same with notice to the petitioner and pass appropriate orders in accordance with law, within a period of four months from the date of receipt of a copy of this judgment. Interim order passed by this Court will continue till such time.

This original petition is disposed of as above.

**KURIAN JOSEPH, JUDGE.**

smp